



# PATENT

ATTORNEY DOCKET NO. 042715-5015

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Yasuhiro Takaki et al.

Application No.: 10/527,053

Filed: March 9, 2005

For: **WAVEFRONT ABERRATION  
CORRECTING DEVICE AND  
OPTICAL PICKUP DEVICE  
EQUIPPED WITH SAME**

Confirmation No.: 6840

Group Art Unit: 2627

Examiner: M. Rivero

## Mail Stop Amendment

Commissioner for Patents  
U.S. Patent and Trademark Office  
**Mail Stop Amendment**  
Alexandria, VA 22314

Sir:

## INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicants bring to the attention of the Examiner the documents listed on the attached PTO Form 1449. This Information Disclosure Statement is being filed after the events recited in § 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final Office Action or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement is accompanied by a fee payment authorization of \$180.00 as specified by § 1.17(p).

Applicants respectfully requests that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached PTO Form 1449.

The documents listed in this Information Disclosure Statement were cited by the specification of the present application (1-3) or by the Japanese Patent Office in a PCT International Search Report dated June 22, 2004 from which this application is a National Stage (4-8). A copy of the PCT International Search Report is attached for the Examiner's information.

The following is a concise statement of relevance of the non-English language documents.

1. Journal of the Japan Society of Mechanical Engineers, 2001. 4 Vol. 104 No. 989. The relevance of this document can be understood from the present application at page 3, lines 16-17.
2. JP 2002-208158. The relevance of this document can be understood from the present specification at page 3, lines 18-19 and the English language abstract and translation.
3. JP 2002-251774. The relevance of this document can be understood from the present specification at page 3, lines 20-21 and the English language abstract and translation.
4. JP 2003-036555. The relevance of this document can be understood from the PCT International Search Report and the English language abstract and translation.
5. JP 2003-006914. The relevance of this document can be understood from the PCT International Search Report and the English language abstract and translation.
6. JP 2003-067966. The relevance of this document can be understood from the PCT International Search Report and the English language abstract and translation.
7. JP 06-281909. The relevance of this document can be understood from the PCT

International Search Report and the English language abstract and translation.

8. JP 06-273718. The relevance of this document can be understood from the PCT International Search Report and the English language abstract and translation.

This submission does not represent that a search has been made or that any better art exists and does not constitute an admission that the listed documents are material or constitute "Prior Art." If it should be determined that the listed documents do not constitute "Prior Art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should the documents be applied against the claims of the present application.

**EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required,

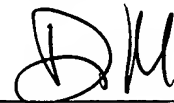
including any required extension of time fees, or credit any overpayment to

Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

By: \_\_\_\_\_



David B. Hardy

Reg. No. 47,362

Dated: August 14, 2006

**Customer No. 009629**

**MORGAN, LEWIS & BOCKIUS LLP**

1111 Pennsylvania Avenue, N.W.

Washington, D.C. 20004

202-739-3000

**INFORMATION DISCLOSURE CITATION**

Attorney Docket No. :

Application No.:

042715-5015

10/527,053

Applicants: Yasuhiro TAKAKI et al.

Filing Date: March 9, 2005

Confirmation No.: 6840

Group Art Unit: 2627

(Use several sheets if necessary)

PTO Form 1449

PAGE 1 of 1

**U.S. PATENT DOCUMENTS**

*Examiner Initial	Document Number	Date	Name	Class	Sub Class	Filing Date

**FOREIGN PATENT DOCUMENTS**

		Document Number	Date	Country	Class	Sub Class	<u>Translation</u>	
							YES	NO
		2002-208158	July 26, 2002	Japan			x	
		2002-251774	Sept. 6, 2002	Japan			x	
		2003-036555	Feb. 7, 2003	Japan			x	
		2003-006914	Jan. 10, 2003	Japan			x	
		2003-067966	March 7, 2003	Japan			x	
		06-281909	October 7, 1994	Japan			x	
		06-273718	Sept. 30, 1994	Japan			x	

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**

		Motegi, Y., et al., High-density Optical Disc and Countermeasure Technology for Disc Tilt, (The Journal of the Japan Society of Mechanical Engineers), 2001.4 Vol. 104, No. 989, p. 241.

Examiner

Date Considered

Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.